



PATENT
Attorney Docket No.: AVALUC-00301

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Art Unit: 2643
Connie Blackburn *et al.*) Examiner: Tran, Q.
Serial No.: 09/512,838) **TRANSMITTAL LETTER**
Filed: February 25, 2000) 162 North Wolfe Road
Sunnyvale, California 94086
(408) 530-9700
For: **A SYSTEM AND METHOD OF**) Customer Number 28960
BILLING A PREDETERMINED
TELEPHONE LINE FOR SERVICE
UTILIZED BY A CALLING PARTY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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OCT 21 2004
Technology Center 2600

Sir:

Enclosed please find Notice Of Appeal including a three month extension of time for filing with the U.S. Patent and Trademark Office. A check in the amount of \$1,320.00 (\$340.00 to cover the fee for filing a notice of appeal, per 37 C.F.R. § 1.17(b) plus \$980.00 to cover the three month extension of time). Also enclosed is a copy of the Petition for Refund of Paid 3 Month Extension of Time Fee (37 C.F.R. § 1.181) as filed October 15, 2004.

The Commissioner is authorized to charge any additional fee or credit any overpayment to our Deposit Account No. 08-1275. **An originally executed duplicate of this transmittal is enclosed for this purpose.**

Respectfully submitted,
HAVERSTOCK & OWENS LLP

Dated: October 15, 2004

By: Thomas B. Haverstock
Thomas B. Haverstock
Reg. No.: 32,571

Attorneys for Applicants

CERTIFICATE OF MAILING (37 CFR § 1.8(a))

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

HAVERSTOCK & OWENS LLP.

Date: 10-15-04 Pw: Juan D. Rencor



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AVALUC-00301

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Connie Blackburn et al.

Serial No. 09/512,838

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) Group Art Unit: 2643

) Examiner: Tran, Q.

) **NOTICE OF APPEAL**

) 162 N. Wolfe Road
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Sir:

The Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated April 16, 2004, of the Examiner rejecting Claims 6-17, 23, and 24. These claims have been rejected six times.

Enclosed is a check in the amount of \$1,320.00 (\$340.00 to cover the fee for filing a notice of appeal, per 37 C.F.R. § 1.17(b) plus \$980.00 to cover the three month extension of time). The Commissioner is authorized to charge any additional fee or credit any overpayment to our Deposit Account No. 08-1275. **An originally executed duplicate of this transmittal is enclosed for this purpose.**

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Respectfully submitted,

HAVERSTOCK & OWENS LLP

Dated: 10-15-04

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HAVERSTOCK & OWENS LLP.

Date: 10-15-04 By: John A. Haverstock

Attorneys for Applicant